

ESTTA Tracking number: **ESTTA336910**

Filing date: **03/12/2010**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

Name	Latarie (Pty) Limited		
Entity	Corporation	Citizenship	South Africa
Address	146 Main Street Paarl, Cape Province, SOUTH AFRICA		

Attorney information	Michael Culver Millen White Zelano & Branigan PC 2200 Clarendon Blvd. Suite 1400 Arlington, VA 22201 UNITED STATES culver@mwzb.com Phone:703-243-6333
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Applicant Information

Application No	77832433	Publication date	02/16/2010
Opposition Filing Date	03/12/2010	Opposition Period Ends	03/18/2010
Applicant	Marx, Robert 22543 E. Martin Lake Drive NE Stacy, MN 55079 UNITED STATES		

Goods/Services Affected by Opposition


Class 033. All goods and services in the class are opposed, namely: Wine

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
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Mark Cited by Opposer as Basis for Opposition

U.S. Registration No.	3357945	Application Date	06/22/2006
Registration Date	12/18/2007	Foreign Priority Date	NONE
Word Mark	ZARÃ#FA		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 033. First use: First Use: 2007/05/30 First Use In Commerce: 2007/05/30 Wines

Attachments	78914194#TMSN.jpeg (1 page)(bytes) Notice of Opposition & Exhibits A-C.pdf (18 pages)(3299808 bytes)
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Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/michaelculver/
Name	Michael Culver
Date	03/12/2010

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Latarie (Pty) Limited)	
)	
Opposer)	
)	Opposition No. _____
v.)	Appln. No. 77832433
)	Mark: Zafrika
Robert Marx)	
)	
Applicant)	

NOTICE OF OPPOSITION

Latarie (Pty) Limited ("Opposer"), a corporation of South Africa, with a business address at 146 Main Street, Paarl, Cape Province, South Africa, believes that it will be damaged by the registration of the mark that is the subject of Application No. 77832433, and hereby opposes its registration on the following grounds:

1. Opposer is the owner of Registration No. 3357945 for the mark ZARàFA as identifying wines issued by the Patent and Trademark Office ("PTO") December 18, 2007 based on an application filed on June 22, 2006. As proof of status and title, attached hereto at Exhibit A, and incorporated by reference herein, are true and correct printouts of the PTO's TARR and Assignment records for this registration.
2. Applicant filed in the PTO on September 22, 2009 Application No. 77832433 to register the mark Zafrika for wine.
3. Prior to Applicant's filing of Application No. 77832433, Applicant knew that the mark ZARàFA to identify wine was in use in the United States.
4. Applicant is the CEO of the company MT Global, LLC that imports wine into the United States. MT Global, LLC imported into the United States the ZARàFA brand wine prior to the Applicant's filing of Application No. 77832433.

5. Applicant through MT Global, LLC has imported and distributed in the United States the Zafrika brand wine. The labels used for this wine, as approved by the Alcohol and Tobacco Tax and Trade Bureau of the Department of the Treasury ("TTB"), are shown on the TTB forms attached hereto, and incorporated by reference herein, as Exhibit B. Applicant's Zafrika brand wine originates in South Africa. MT Global, LLC imports and distributes wines in the United States from South Africa, South America, Europe, Australia and New Zealand.
6. The labels used for the ZARàFA brand wine, as imported by MT Global, LLC, are shown on the TTB forms attached hereto, and incorporated by reference herein, as Exhibit C. Opposer's ZARàFA brand wine, as imported by MT Global, LLC, originated in South Africa.
7. Opposer's ZARàFA brand wine and Applicant's Zafrika brand wine were both distributed to retail outlets, known as Trader Joe's, in the United States.
8. Applicant's Zafrika mark for wine so resembles Opposer's registered ZARàFA mark as to be likely to cause confusion, mistake or deception, and is therefore precluded from registration under Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d).
9. If Applicant is granted registration of the Zafrika mark, he would obtain a prima facie exclusive right to use of this mark that would cause damage and injury to Opposer.

WHEREFORE, Opposer respectfully requests that this opposition be granted and that Application 77832433 be denied registration.

LATARIE (PTY) LIMITED

Date: March 12, 2010

By: Michael Culver
Michael Culver
Millen, White, Zelano & Branigan, P.C.
2200 Clarendon Blvd., Suite 1400
Arlington, VA 22201
Tel: 703-243-6333
Fax: 703-243-6410
culver@mwzb.com
Attorneys for Opposer

Certificate of Service

This is to certify that a copy of the foregoing Notice of Opposition with Exhibits A-C was served this 12th day of March 2010 by first class mail, postage prepaid, on the following as Applicant's attorney of record:

Carl E. Christensen
CHRISTENSEN LAW OFFICE PLLC
Suite 216
1422 West Lake Street
Minneapolis, MN 55408-2616

By: Michael Culver
Attorney for Opposer

Exhibit A

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2010-03-12 10:33:02 ET

Serial Number: 78914194 Assignment Information

Trademark Document Retrieval

Registration Number: 3357945

Mark

ZARàFA

(words only): ZARàFA

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2007-12-18

Filing Date: 2006-06-22

Transformed into a National Application: No

Registration Date: 2007-12-18

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2007-11-09

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Latarie (Pty) Limited

Address:

Latarie (Pty) Limited
146 Main Street
Paarl, Cape Province

South Africa

Legal Entity Type: Corporation**State or Country of Incorporation:** South Africa

GOODS AND/OR SERVICES

International Class: 033**Class Status:** Active

Wines

Basis: 1(a)**First Use Date:** 2007-05-30**First Use in Commerce Date:** 2007-05-30

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-12-18 - Registered - Principal Register

2007-11-09 - Law Office Registration Review Completed

2007-11-07 - Assigned To LIE

2007-11-06 - Allowed for Registration - Principal Register (SOU accepted)

2007-11-05 - Statement of use processing complete

2007-10-19 - Amendment to Use filed

2007-10-19 - TEAS Statement of Use Received

2007-04-24 - Noa Mailed - SOU Required From Applicant

2007-01-30 - Published for opposition

2007-01-10 - Notice of publication

2006-12-14 - Law Office Publication Review Completed

2006-12-12 - Assigned To LIE

2006-11-27 - Approved for Pub - Principal Register (Initial exam)

2006-11-27 - Assigned To Examiner

2006-06-28 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Burton S. Ehrlich

Correspondent

Burton S. Ehrlich

LADAS & PARRY LLP

224 S MICHIGAN AVE STE 1600

CHICAGO IL 60604-2508

Phone Number: 312-427-1300

Fax Number: 312-427-6663

Domestic Representative

Burton S. Ehrlich

Phone Number: 312-427-1300

Fax Number: 312-427-6663



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No assignment has been recorded at the USPTO

For Serial Number: 78914194

If you have any comments or questions concerning the data displayed, contact PRD / Assignments at 571-272-3350.
Web interface last modified: October 18, 2008 v.2.0.2

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Latarie (Pty) Limited

Opposer

v.

Robert Marx

Applicant

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Opposition No. _____

Appln. No. 77832433

Mark: Zafrika

NOTICE OF OPPOSITION

Exhibit B

OMB No. 1513-0020 (01/31/2009)

FOR TTB USE ONLY			DEPARTMENT OF THE TREASURY ALCOHOL AND TOBACCO TAX AND TRADE BUREAU APPLICATION FOR AND CERTIFICATION/EXEMPTION OF LABEL/BOTTLE APPROVAL (See Instructions and Paperwork Reduction Act Notice on Back)
TTB ID 09222001000092			
1. REP. ID. NO. (If any)	CT 80	OR 91	

PART I - APPLICATION

2. PLANT REGISTRY/BASIC PERMIT/BREWER'S NO. (Required) MN-I-15015	3. SOURCE OF PRODUCT (Required) <input type="checkbox"/> Domestic <input checked="" type="checkbox"/> Imported	8. NAME AND ADDRESS OF APPLICANT AS SHOWN ON PLANT REGISTRY, BASIC PERMIT OR BREWER'S NOTICE. INCLUDE APPROVED DBA OR TRADENAME IF USED ON LABEL (Required) MT GLOBAL, LLC 26643 FALLBROOK AVE , BAY H WYOMING MN 55092
4. SERIAL NUMBER (Required) 091021	5. TYPE OF PRODUCT (Required) <input checked="" type="checkbox"/> WINE <input type="checkbox"/> DISTILLED SPIRITS <input type="checkbox"/> MALT BEVERAGE	
6. BRAND NAME (Required) ZAFRIKA		8a. MAILING ADDRESS, IF DIFFERENT
7. FANCIFUL NAME (If any)		

9. EMAIL ADDRESS JBALSIMO@MTGLOBALWINES.COM	10. FORMULA/SOP NO. (If any)	11. LAB. NO. & DATE / PREIMPORT NO. & DATE (If any)	18. TYPE OF APPLICATION (Check applicable box(es)) a. <input checked="" type="checkbox"/> CERTIFICATE OF LABEL APPROVAL b. <input type="checkbox"/> CERTIFICATE OF EXEMPTION FROM LABEL APPROVAL "For sale in _____ only" (Fill in State abbreviation.) c. <input type="checkbox"/> DISTINCTIVE LIQUOR BOTTLE APPROVAL TOTAL BOTTLE CAPACITY BEFORE CLOSURE _____ (Fill in amount) d. <input type="checkbox"/> RESUBMISSION AFTER REJECTION TTB ID. NO. _____
12. NET CONTENTS 750 MILLILITERS	13. ALCOHOL CONTENT 14	14. WINE APPELLATION IF ON LABEL WESTERN CAPE	
15. WINE VINTAGE DATE IF ON LABEL 2008	16. PHONE NUMBER (651) 462-3004	17. FAX NUMBER (651) 462-3005	
19. SHOW ANY WORDING (a) APPEARING ON MATERIALS FIRMLY AFFIXED TO THE CONTAINER (e.g., caps, celoseals, corks, etc.) OTHER THAN THE LABELS AFFIXED BELOW, OR (b) BLOWN, BRANDED OR EMBOSSED ON THE CONTAINER (e.g., net contents etc.). THIS WORDING MUST BE NOTED HERE EVEN IF IT DUPLICATES PORTIONS OF THE LABELS AFFIXED BELOW. ALSO, PROVIDE TRANSLATIONS OF FOREIGN LANGUAGE TEXT APPEARING ON LABELS.			

PART II - APPLICANT'S CERTIFICATION

Under the penalties of perjury, I declare; that all statements appearing on this application are true and correct to the best of my knowledge and belief; and, that the representations on the labels attached to this form, including supplemental documents, truly and correctly represent the content of the containers to which these labels will be applied. I also certify that I have read, understood and complied with the conditions and instructions which are attached to an original TTB F 5100.31, Certificate/Exemption of Label/Bottle Approval.

20. DATE OF APPLICATION 08/10/2009	21. SIGNATURE OF APPLICANT OR AUTHORIZED AGENT (Application was e-filed)	22. PRINT NAME OF APPLICANT OR AUTHORIZED AGENT JESSE BALSIMO
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PART III - TTB CERTIFICATE

This certificate is issued subject to applicable laws, regulations and conditions as set forth in the instructions portion of this form.

23. DATE ISSUED 08/18/2009	24. AUTHORIZED SIGNATURE, ALCOHOL AND TOBACCO TAX AND TRADE BUREAU
--------------------------------------	---

**FOR TTB USE ONLY****QUALIFICATIONS**

A "Certification of Natural Wine Imported into the United States" must be submitted to TTB prior to importation. For additional requirements, see 27 CFR 4.45(b) & <http://www.ttb.gov/wine/wine-certs.shtml>.

EXPIRATION DATE (if any)**STATUS**

THE STATUS IS APPROVED.

CLASS/TYPE DESCRIPTION

TABLE RED AND ROSE WINE

AFFIX COMPLETE SET OF LABELS BELOW

Image Type: Back

Actual Dimensions: 4.14 inches W X 4.93 inches H

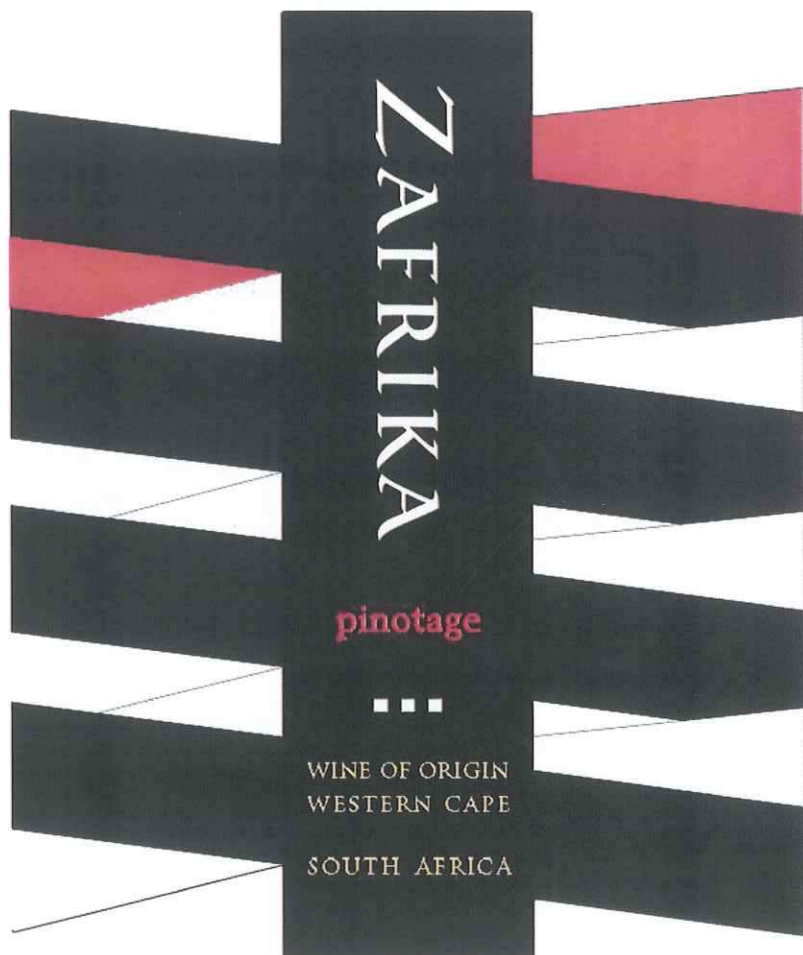


Image Type: Brand (front)

Actual Dimensions: 2 inches W X 4.95 inches H

ZAFRIKA

pinotage 2008

Welcome to the heart of South African wine.
Unforgettable and unmistakable,
just as the wild Zebra of the Cape.

The appealing fruitiness with characteristic
banana flavours is in perfect harmony with
the soft oak and smooth tannins.
Hints of plum and berry aromas follows.

W.O. WESTERN CAPE

WINE OF SOUTH AFRICA

ALC. 14% BY VOL 750ml A 1186

VIN·X·PORT

INTERNATIONAL WINE BRANDS

IMPORTED BY: MT Global, LLC, Wyoming, MN
www.mtglobalwines.com

GOVERNMENT WARNING: (1) ACCORDING TO
THE SURGEON GENERAL, WOMEN SHOULD NOT
DRINK ALCOHOLIC BEVERAGES DURING
PREGNANCY BECAUSE OF THE RISK OF BIRTH
DEFECTS. (2) CONSUMPTION OF ALCOHOLIC
BEVERAGES IMPAIRS YOUR ABILITY TO DRIVE
A CAR OR OPERATE MACHINERY, AND MAY CAUSE
HEALTH PROBLEMS.

CONTAINS SULFITES



TTB F 5100.31 (6/2006) PREVIOUS EDITIONS ARE OBSOLETE

OMB No. 1513-0020 (01/31/2009)

FOR TTB USE ONLY		DEPARTMENT OF THE TREASURY ALCOHOL AND TOBACCO TAX AND TRADE BUREAU APPLICATION FOR AND CERTIFICATION/EXEMPTION OF LABEL/BOTTLE APPROVAL (See Instructions and Paperwork Reduction Act Notice on Back)	
TTB ID 09222001000116			
1. REP. ID. NO. (If any)	CT 81	OR 91	
PART I - APPLICATION			
2. PLANT REGISTRY/BASIC PERMIT/BREWER'S NO. (Required) MN-I-15015	3. SOURCE OF PRODUCT (Required) <input type="checkbox"/> Domestic <input checked="" type="checkbox"/> Imported	8. NAME AND ADDRESS OF APPLICANT AS SHOWN ON PLANT REGISTRY, BASIC PERMIT OR BREWER'S NOTICE. INCLUDE APPROVED DBA OR TRADENAME IF USED ON LABEL (Required) MT GLOBAL, LLC 26643 FALLBROOK AVE, BAY H WYOMING MN 55092	
4. SERIAL NUMBER (Required) 092022	5. TYPE OF PRODUCT (Required) <input checked="" type="checkbox"/> WINE <input type="checkbox"/> DISTILLED SPIRITS <input type="checkbox"/> MALT BEVERAGE		
6. BRAND NAME (Required) ZAFRIKA		8a. MAILING ADDRESS, IF DIFFERENT	
7. FANCIFUL NAME (If any)			
9. EMAIL ADDRESS JBALSIMO@MTGLOBALWINES.COM	10. FORMULA/SOP NO. (If any)	11. LAB. NO. & DATE / PREIMPORT NO. & DATE (If any)	18. TYPE OF APPLICATION (Check applicable box(es)) a. <input checked="" type="checkbox"/> CERTIFICATE OF LABEL APPROVAL b. <input type="checkbox"/> CERTIFICATE OF EXEMPTION FROM LABEL APPROVAL "For sale in _____ only" (Fill in State abbreviation.) c. <input type="checkbox"/> DISTINCTIVE LIQUOR BOTTLE APPROVAL. TOTAL BOTTLE CAPACITY BEFORE CLOSURE _____ (Fill in amount) d. <input type="checkbox"/> RESUBMISSION AFTER REJECTION TTB ID. NO. _____
12. NET CONTENTS 750 MILLILITERS	13. ALCOHOL CONTENT 12	14. WINE APPELLATION IF ON LABEL WESTERN CAPE SOUTH AFRICA	
15. WINE VINTAGE DATE IF ON LABEL 2009	16. PHONE NUMBER (651) 462-3004	17. FAX NUMBER (651) 462-3005	
19. SHOW ANY WORDING (a) APPEARING ON MATERIALS FIRMLY AFFIXED TO THE CONTAINER (e.g., caps, celloseals, corks, etc.) OTHER THAN THE LABELS AFFIXED BELOW, OR (b) BLOWN, BRANDED OR EMBOSSED ON THE CONTAINER (e.g., net contents etc.). THIS WORDING MUST BE NOTED HERE EVEN IF IT DUPLICATES PORTIONS OF THE LABELS AFFIXED BELOW. ALSO, PROVIDE TRANSLATIONS OF FOREIGN LANGUAGE TEXT APPEARING ON LABELS.			
PART II - APPLICANT'S CERTIFICATION			
Under the penalties of perjury, I declare; that all statements appearing on this application are true and correct to the best of my knowledge and belief; and, that the representations on the labels attached to this form, including supplemental documents, truly and correctly represent the content of the containers to which these labels will be applied. I also certify that I have read, understood and complied with the conditions and instructions which are attached to an original TTB F 5100.31, Certificate/Exemption of Label/Bottle Approval.			
20. DATE OF APPLICATION 08/10/2009	21. SIGNATURE OF APPLICANT OR AUTHORIZED AGENT (Application was e-filed)		22. PRINT NAME OF APPLICANT OR AUTHORIZED AGENT JESSE BALSIMO
PART III - TTB CERTIFICATE			
This certificate is issued subject to applicable laws, regulations and conditions as set forth in the instructions portion of this form.			
23. DATE ISSUED 08/18/2009	24. AUTHORIZED SIGNATURE, ALCOHOL AND TOBACCO TAX AND TRADE BUREAU		



FOR TTB USE ONLY

QUALIFICATIONS

A "Certification of Natural Wine Imported into the United States" must be submitted to TTB prior to importation. For additional requirements, see 27 CFR 4.45(b)& <http://www.ttb.gov/wine/wine-certs.shtml>.

EXPIRATION DATE (If any)

STATUS

THE STATUS IS APPROVED.

CLASS/TYPE DESCRIPTION

TABLE WHITE WINE

AFFIX COMPLETE SET OF LABELS BELOW

Image Type: Brand (front)

Actual Dimensions: 2 inches W X 4.97 inches H

ZAFRIKA
sauvignon blanc 2009

Welcome to the heart of South African wine.
Unforgettable and unmistakable,
just as the wild Zebra of the Cape.

A crisp, dry wine of high quality
with aromas of tropical flavours and
hints of green pepper.

W.O. WESTERN CAPE
WINE OF SOUTH AFRICA

ALC. 12% BY VOL 750ml A1186

VIN·X·PORT
INTERNATIONAL WINE BRANDS

IMPORTED BY: MT Global, LLC, Wyoming, MN
www.mtglobalwines.com

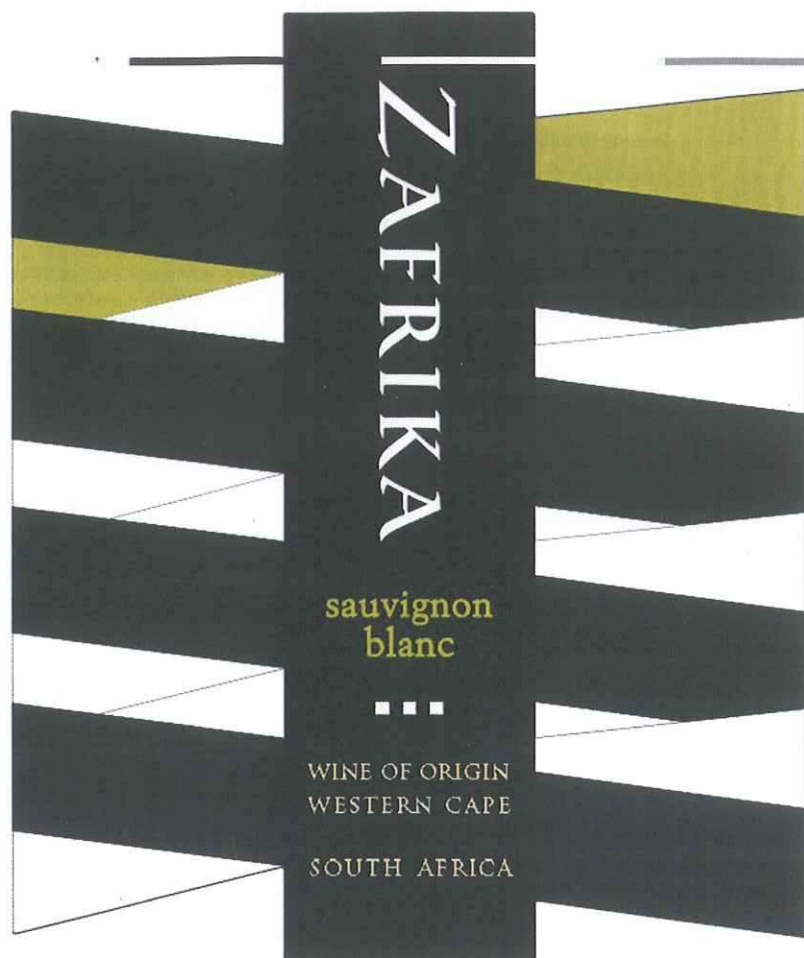
GOVERNMENT WARNING: (1) ACCORDING TO
THE SURGEON GENERAL, WOMEN SHOULD NOT
DRINK ALCOHOLIC BEVERAGES DURING
PREGNANCY BECAUSE OF THE RISK OF BIRTH
DEFECTS. (2) CONSUMPTION OF ALCOHOLIC
BEVERAGES IMPAIRS YOUR ABILITY TO DRIVE
A CAR OR OPERATE MACHINERY, AND MAY CAUSE
HEALTH PROBLEMS.

CONTAINS SULFITES



Image Type: Back

Actual Dimensions: 4.14 inches W X 4.95 inches H



TTB F 5100.31 (6/2006) PREVIOUS EDITIONS ARE OBSOLETE

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Latarie (Pty) Limited

Opposer

v.

Robert Marx

Applicant

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)
)
)
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)

Opposition No. _____
Appln. No. 77832433
Mark: Zafrika

NOTICE OF OPPOSITION

Exhibit C

OMB No. 1513-0020 (11/30/2005)

TTB ID		DEPARTMENT OF THE TREASURY ALCOHOL AND TOBACCO TAX AND TRADE BUREAU APPLICATION FOR AND CERTIFICATION/EXEMPTION OF LABEL/BOTTLE APPROVAL (See Instructions and Paperwork Reduction Act Notice on Back)	
1. REP. ID. NO. (If any) 05271-002-000005		PART I - APPLICATION	
2. PLANT REGISTRY/BASIC PERMIT/BREWER'S NO. (Required) MA-I-15015		7. NAME AND ADDRESS OF APPLICANT AS SHOWN ON PLANT REGISTRY, BASIC PERMIT OR BREWER'S NOTICE. INCLUDE APPROVED DBA OR TRADENAME IF USED ON THE LABEL (Required) MT Global, LLC PO Box 6, 29320 Old Towne Road Chisago City, MN 55013 mtglobal03@aol.com	
3. SERIAL NUMBER (Required) YEAR 05-501	4. TYPE OF PRODUCT (Required) <input checked="" type="checkbox"/> WINE <input type="checkbox"/> DISTILLED SPIRITS <input type="checkbox"/> MALT BEVERAGE	7a. MAIL	
5. BRAND NAME (Required) ZARÀFA		5. FANCIFUL NAME (If any)	
8. EMAIL ADDRESS MTGLOBAL03@aol.com	9. FORMULA/SOP NO. (If any)	10. LAB. NO. & DATE/PRE-IMPORT NO. & DATE (If any)	17. TYPE OF APPLICATION (Check applicable box(es)) a. <input checked="" type="checkbox"/> CERTIFICATE OF LABEL APPROVAL b. <input type="checkbox"/> CERTIFICATE OF EXEMPTION FROM LABEL APPROVAL "For sale in _____ only" (Fill in State abbreviation) c. <input type="checkbox"/> DISTINCTIVE LIQUOR BOTTLE APPROVAL. TOTAL BOTTLE CAPACITY BEFORE CLOSURE _____ (Fill in amount) d. <input type="checkbox"/> RESUBMISSION AFTER REJECTION TTB ID
11. NET CONTENTS 750mL	12. ALCOHOL CONTENT 13%	13. WINE APPELLATION (If on label) Western Cape	16. FAX NUMBER 651-257-7099
14. WINE VINTAGE DATE (If on label) 2004	15. PHONE NUMBER 651-257-7098	16. FAX NUMBER 651-257-7099	
18. SHOW ANY WORDING (a) APPEARING ON MATERIALS FIRMLY AFFIXED TO THE CONTAINER (e.g., caps, cellophane, corks, etc.) OTHER THAN THE LABELS AFFIXED BELOW, OR (b) BLOWN, BRANDED OR EMBOSSED ON THE CONTAINER (e.g., net contents, etc.). THIS WORDING MUST BE NOTED HERE EVEN IF IT DUPLICATES PORTIONS OF THE LABELS AFFIXED BELOW. ALSO, PROVIDE TRANSLATIONS OF FOREIGN LANGUAGE TEXT APPEARING ON LABELS.			

PART II - APPLICANT'S CERTIFICATION

Under the penalties of perjury, I declare: that all statements appearing on this application are true and correct to the best of my knowledge and belief; and, that the representations on the labels attached to this form, including supplemental documents, truly and correctly represent the content of the containers to which these labels will be applied. I also certify that I have read, understood and complied with the conditions and instructions which are attached to an original TTB F 5100.31, Certificate/Exemption of Label/Bottle Approval.

19. DATE OF APPLICATION 9/22/05
20. SIGNATURE OF APPLICANT OR AUTHORIZED AGENT [Signature]
21. PRINT NAME OF APPLICANT OR AUTHORIZED AGENT Michelle M Marx Thompson

PART III - TTB CERTIFICATE

This certificate is issued subject to applicable laws, regulations and conditions as set forth in the instructions portion of this form.

22. DATE ISSUED OCT 11 2005
23. AUTHORIZED SIGNATURE, ALCOHOL AND TOBACCO TAX AND TRADE BUREAU [Signature]

FOR TTB USE ONLY

QUALIFICATIONS

Approved subject to compliance with 27 CFR 4.45(b).

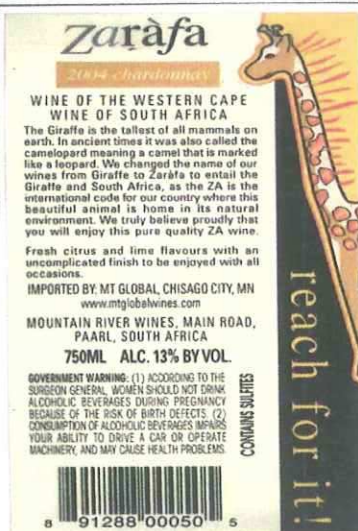
Approved subject to compliance with 27 CFR 4.45(b).

AFFIX COMPLETE SET OF 1

10. WHEN NEW LABELS ARE PRINTED, ALL OF THE MANDATORY INFORMATION MUST APPEAR IN READILY LEGIBLE PRINTING ON A CONTRASTING BACKGROUND.

When new labels are printed, the maximum number of characters per inch for this size container may not exceed 85.

EXPIRATION DATE (If any)
04-11-06



OMB No. 1513-0020 (11/30/2005)

TTB ID		DEPARTMENT OF THE TREASURY ALCOHOL AND TOBACCO TAX AND TRADE BUREAU APPLICATION FOR AND CERTIFICATION/EXEMPTION OF LABEL/BOTTLE APPROVAL (See Instructions and Paperwork Reduction Act Notice on Back)	
1. REP. ID. NO. (if any) 05271-002-000006		PART I - APPLICATION	
2. PLANT REGISTRY/BASIC PERMIT/BREWER'S NO. (Required) MA-I-15015		7. NAME AND ADDRESS OF APPLICANT AS SHOWN ON PLANT REGISTRY, BASIC PERMIT OR BREWER'S NOTICE. INCLUDE APPROVED DBA OR TRADENAME IF USED ON THE LABEL (Required) MT Global, LLC PO Box 6, 29320 Old Towne Road Chisago City, MN 55013 mtglobal03@aol.com	
3. SERIAL NUMBER (Required) YEAR 05-502	4. TYPE OF PRODUCT (Required) <input checked="" type="checkbox"/> WINE <input type="checkbox"/> DISTILLED SPIRITS <input type="checkbox"/> MALT BEVERAGE	7a. MAIL	
5. BRAND NAME (Required) ZARAFÀ	5. FANCIFUL NAME (if any)		
8. EMAIL ADDRESS MTGLOBAL03@aol.com	9. FORMULA/SOP NO. (if any)	10. LAB. NO. & DATE/PRE-IMPORT NO. & DATE (if any)	17. TYPE OF APPLICATION (Check applicable box(es)) a. <input checked="" type="checkbox"/> CERTIFICATE OF LABEL APPROVAL b. <input type="checkbox"/> CERTIFICATE OF EXEMPTION FROM LABEL APPROVAL "For sale in _____ only" (Fill in State abbreviation) c. <input type="checkbox"/> DISTINCTIVE LIQUOR BOTTLE APPROVAL. TOTAL BOTTLE CAPACITY BEFORE CLOSURE (Fill in amount) d. <input type="checkbox"/> RESUBMISSION AFTER REJECTION TTBID
11. NET CONTENTS 750mL	12. ALCOHOL CONTENT 14%	13. WINE APPELLATION (if on label) Western Cape	16. FAX NUMBER 651-257-7099
14. WINE VINTAGE DATE (if on label) 2004	15. PHONE NUMBER 651-257-7098	18. SHOW ANY WORDING (a) APPEARING ON MATERIALS FIRMLY AFFIXED TO THE CONTAINER (e.g., caps, cellophane, corks, etc.) OTHER THAN THE LABELS AFFIXED BELOW, OR (b) BLOWN, BRANDED OR EMBOSSED ON THE CONTAINER (e.g., net contents, etc.). THIS WORDING MUST BE NOTED HERE EVEN IF IT DUPLICATES PORTIONS OF THE LABELS AFFIXED BELOW. ALSO, PROVIDE TRANSLATIONS OF FOREIGN LANGUAGE TEXT APPEARING ON LABELS.	

PART II - APPLICANT'S CERTIFICATION

Under the penalties of perjury, I declare: that all statements appearing on this application are true and correct to the best of my knowledge and belief; and, that the representations on the labels attached to this form, including supplemental documents, truly and correctly represent the content of the containers to which these labels will be applied. I also certify that I have read, understood and complied with the conditions and instructions which are attached to an original TTB F 5100.31, Certificate/Exemption of Label/Bottle Approval.

19. DATE OF APPLICATION 9/22/05 20. SIGNATURE OF APPLICANT OR AUTHORIZED AGENT Michelle M. Alex Thompson

PART III - TTB CERTIFICATE

This certificate is issued subject to applicable laws, regulations and conditions as set forth in the instructions portion of this form.
22. DATE ISSUED OCT 11 2005 23. AUTHORIZED SIGNATURE, ALCOHOL AND TOBACCO TAX AND TRADE BUREAU Asia Pulew

FOR TTB USE ONLY

QUALIFICATIONS: When new labels are printed, the maximum number of characters per inch for this size container may not exceed 25.

40. WHEN NEW LABELS ARE PRINTED, ALL OF THE MANDATORY INFORMATION MUST APPEAR IN READILY LEGIBLE PRINTING ON A COMPLETELY CONTRASTING BACKGROUND.

Approved subject to compliance with 27 CFR 4.45(b)

EXPIRATION DATE (if any)
04-11-06

AFFIX COMPLETE SET OF 1

